

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1804 be amended to read as follows:

- 1 Page 2, line 23, strike "member of the".
- 2 Page 2, line 23, strike "board" and insert "**officer**".
- 3 Page 2, line 30, strike "member of the".
- 4 Page 2, line 30, strike "board" and insert "**officer**".
- 5 Page 2, line 33, strike "member of the".
- 6 Page 2, line 33, strike "board" and insert "**officer**".
- 7 Page 6, between lines 36 and 37, begin a new paragraph and insert:
- 8 "SECTION 7. IC 3-11-8-20 IS AMENDED TO READ AS
- 9 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. If a voter offering
- 10 to vote is challenged by a challenger or by a ~~member of the~~ precinct
- 11 election ~~board~~, **officer**, the person challenging the voter shall reduce
- 12 the challenge to affidavit form, setting forth succinctly the reasons for
- 13 the challenge."
- 14 Page 7, line 1, strike "member of the".
- 15 Page 7, line 1, strike "board" and insert "**officer**".
- 16 Page 7, line 7, strike "member of the".
- 17 Page 7, line 7, strike "board" and insert "**officer**".
- 18 Page 7, line 10, strike "member of the".
- 19 Page 7, line 10, strike "board" and insert "**officer**".
- 20 Page 12, between lines 41 and 42, begin a new paragraph and insert:
- 21 "SECTION 15. IC 3-11-14-23, AS AMENDED BY P.L.164-2006,
- 22 SECTION 117, IS AMENDED TO READ AS FOLLOWS
- 23 [EFFECTIVE JULY 1, 2007]: Sec. 23. (a) This section is enacted to
- 24 comply with 42 U.S.C. 15481 by establishing uniform and

1 nondiscriminatory standards to define what constitutes a vote on an  
2 electronic voting system.

3 (b) If a voter is not challenged by a ~~member of the~~ precinct election  
4 ~~board,~~ **officer**, the voter may pass the railing to the side where an  
5 electronic voting system is and into the voting booth. There the voter  
6 shall register the voter's vote in secret by indicating:

7 (1) the candidates for whom the voter desires to vote by touching  
8 a device on or in the squares immediately above the candidates'  
9 names;

10 (2) if the voter intends to cast a write-in vote, a write-in vote by  
11 touching a device on or in the square immediately below the  
12 candidates' names and printing the name of the candidate in the  
13 window provided for write-in voting; and

14 (3) the voter's preference on each public question by touching a  
15 device above the word "yes" or "no" under the question.

16 (c) If an election is a general or municipal election and a voter  
17 desires to vote for all the candidates of one (1) political party or group  
18 of petitioners, the voter may cast a straight party ticket by touching that  
19 party's device. The voter's vote shall then be counted for all the  
20 candidates under that name. However, if the voter casts a vote by  
21 touching the circle of an independent ticket comprised of two (2)  
22 candidates, the vote shall not be counted for any other independent  
23 candidate on the ballot.

24 (d) As provided by 42 U.S.C. 15481, a voter casting a ballot on an  
25 electronic voting system must be:

26 (1) permitted to verify in a private and independent manner the  
27 votes selected by the voter before the ballot is cast and counted;

28 (2) provided the opportunity to change the ballot or correct any  
29 error in a private and independent manner before the ballot is cast  
30 and counted, including the opportunity to receive a replacement  
31 ballot if the voter is otherwise unable to change or correct the  
32 ballot; and

33 (3) notified before the ballot is cast regarding the effect of casting  
34 multiple votes for the office and provided an opportunity to  
35 correct the ballot before the ballot is cast and counted.".

36 Renumber all SECTIONS consecutively.

(Reference is to HB 1804 as printed February 16, 2007.)

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Representative Lehe